

MESSAGE NO: 5312204 MESSAGE DATE: 11/08/2005

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-815

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2004 TO 12/31/2004

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY MAGNESIUM
FROM CANADA EXCEPT NORSK HYDRO CANADA INC. AND MAGNOLA METALLURGY INC.
(C-122-815)

MESSAGE NO: 5312204

DATE: 11 08 2005

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: C - 122 - 815

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PERIOD COVERED: 01 01 2004 TO 12 31 2004

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY
MAGNESIUM FROM CANADA EXCEPT NORSK HYDRO CANADA INC.
AND MAGNOLA METALLURGY INC. (C-122-815)

1. THE DEPARTMENT OF COMMERCE ("COMMERCE") DOES NOT
AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF COUNTERVAILING
DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE
WITH SECTION 351.213(B) OF COMMERCE'S REGULATIONS.

2. COMMERCE DID NOT RECEIVE A REQUEST FOR ADMINISTRATIVE REVIEWS
OF THE COUNTERVAILING DUTY ORDERS ON PURE MAGNESIUM AND ALLOY
MAGNESIUM FROM CANADA (C-122-815) FOR THE PERIOD 01/01/2004

THROUGH 12/31/2004, EXCEPT FOR THE COMPANIES LISTED BELOW.
THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF COMMERCE'S
REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES ON PURE
MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA ENTERED, OR WITHDRAWN

FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD JANUARY 1,
2004, THROUGH DECEMBER 31, 2004, AT THE CASH DEPOSIT OR BONDING
RATE IN EFFECT ON THE DATE OF ENTRY, EXCEPT FOR ENTRIES FROM THE
COMPANIES LISTED BELOW.

3. YOU SHOULD LIQUIDATE ALL ENTRIES DURING THE PERIOD 01/01/2004
THROUGH 12/31/2004 FROM ALL FIRMS EXCEPT FOR THE FOLLOWING:

COMPANY NAME	ID NUMBER
NORSK HYDRO CANADA INC.	C-122-815-002
MAGNOLA METALLURGY INC.	C-122-815-003

4. ENTRIES OF MERCHANDISE OF THE ABOVE-MENTIONED FIRMS SHOULD
NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER
THE COMPLETION OF THE COUNTERVAILING DUTY REVIEWS. CONTINUE TO
SUSPEND LIQUIDATION OF ALL ENTRIES OF PURE MAGNESIUM AND ALLOY
MAGNESIUM FROM CANADA EXPORTED OR PRODUCED BY THESE FIRMS AND
ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS
PERIOD.

5. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF THE
SUSPENSION OF LIQUIDATION OF ENTRIES EXCEPT FOR ENTRIES FROM THE
COMPANIES LISTED ABOVE FOR PURE MAGNESIUM AND ALLOY MAGNESIUM
FROM CANADA DURING THE PERIOD 01/01/2004 THROUGH 12/31/2004.

6. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED
COUNTERVAILING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT
MERCHANDISE AT THE CURRENT RATES.

7. THE ASSESSMENT OF COUNTERVAILING DUTIES BY U.S. CUSTOMS AND

BORDER PROTECTION ("CBP") ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE JULY 13, 1992, THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDERS ON PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA. INTEREST SHALL BE CALCULATED FROM THE ENTRY DATE OR DATE OF DEPOSIT WHICHEVER IS LATER, OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 01:AM).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party